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**5255-3-2-15**

8 Attorneys for Defendants and Counter-Defendants  
9 Randall Hough, Bill Goichberg, Bill Hall, Randy Bauer,  
10 Jim Berry, and Karl Kronenberger

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14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA

16 UNITED STATES OF AMERICA CHESS FEDERATION, INC., an Illinois not-for-profit corporation, RANDAL D. HOUGH, an individual

) No. 3:08-cv-05126-MHP

17 v. Plaintiffs,

) DECLARATION OF BILL GOICHBERG  
18 SUSAN POLGAR, an individual, GREGORY ALEXANDER, an individual, and DOES 1-20, inclusive, IN SUPPORT OF THIRD-PARTY DEFENDANTS GOICHBERG, BAUER, HALL, AND BERRY'S MOTION TO DISMISS FOR LACK OF PERSONAL JURISDICTION

19 Defendants.

) Date: September 28, 2009

Time: 10:00 a.m.

Ctrm: 15, on the 18<sup>th</sup> Floor

Judge: The Hon. Marilyn Patel

20 SUSAN POLGAR

21 v. Counter-Plaintiff,

22 BILL GOICHBERG, BILL HALL, RANDY BAUER, JIM BERY, KARL KRONENBERGER,

23 third party defendants,

24 RANDALL HOUGH,

25 Counter-Defendant.

No. 3:08-cv-05126 USCF v. Polgar

Declaration of Bill Goichberg in Support of Counter-Defendants' 12(b)(2) Motion for Dismissal for Lack of Personal Jurisdiction

1 I, Bill Goichberg, declare:

2       The following is of my own personal knowledge, unless stated under information and  
3 belief, and if called as a witness I would testify as follows:

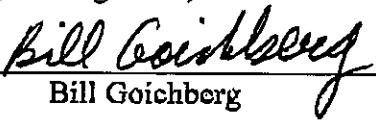
4       1. At the time the lawsuit and counter-claims were filed I was on the Board of  
5 Directors and the President of the non-profit United States Chess Federation  
6 ("USCF"). This is a volunteer position for which I spent about 20 hours per  
7 week. Professionally, I am the owner of Continental Chess, Inc., which has no  
8 ownership or other special relationship with USCF.

9       2. I have resided, as my primary domicile, in New York for my entire life. I have  
10 never resided in California.

11       3. I have traveled to California on business unrelated to USCF, for chess  
12 tournaments for Continental Chess, Inc.; these tournaments are also held in other  
13 states. In the last ten or so years I have also traveled to California in 1997 and  
14 2007 for USCF Board meetings, and in 2003 for a Delegates meeting. These  
15 meetings are held throughout the nation, with no more frequency in California.

16       4. To my knowledge, the USCF does not perform any business in California, with  
17 the exception of dealing with chess clubs, tournament directors and organizers,  
18 and enrolling members that *happen* to be located in California. USCF has the  
19 same relationship with clubs, directors, organizers and members in the other  
20 states as well.

21  
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24  
25 I declare under the laws of the United States of America that the foregoing is true and  
26 correct. Executed at Westchester County, New York, on August 24, 2009.

27  
28   
Bill Goichberg

## PROOF OF SERVICE

5255-3-2-15

United States District Court – Northern District of California – Case No.: 3:08-cv-05126-MHP

I am a resident of the State of California, over the age of 18 years, and not a party to the within action. My business address is CESARI, WERNER AND MORIARTY, 360 Post Street, Fifth Floor, San Francisco, California, 94108. On August 24, 2009, I served the within document:

**DECLARATION OF BILL GOICHEBERG IN SUPPORT OF THIRD-PARTY  
DEFENDANTS GOICHEBERTG, BAUER, HALL, & BERRY'S MOTION TO DISMISS  
FOR LACK OF PERSONAL JURISDICTION**

by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.

by placing the document(s) listed above in a sealed envelope with postage prepaid, in the United States mail San Francisco, California addressed as follows.

by causing personal delivery by \_\_\_\_\_ of the document(s) listed above to the person(s) at the address(es) set forth below.

by personally hand delivering the document(s) listed above to the person(s) set forth below.

Matt Gonzalez, Esq.  
G. Whitney Leigh, Esq.  
Matt Springman, Esq.  
Gonzalez & Leigh  
Two Shaw Alley, Third Floor  
San Francisco, CA 94105

Attorneys for Cross-Claimant: Polgar

(415) 512-2000 (Telephone)  
(415) 512-2001 (Facsimile)

Karl S. Kronenberger, Esq.  
Kronenberger Burgoyne  
150 Post Street, Suite 520  
San Francisco, CA 94108-4707

(415) 955-1155 (Telephone)  
(415) 955-1158 (Facsimile)

I am familiar with the firm's practice of processing mail. Under that practice it would be deposited with the U.S. Postal Service on that day with postage thereon prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date/postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury that the above is true and correct.

Executed on August 24, 2009, at San Francisco, California.

PROOF OF SERVICE

  
*Annamarie Davis*

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